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Remarks

Claims 3 through 16 remain pending in the application. Claims 3, 4 and 5 are currently amended. Claims 7 through 16 are new.

Claim Rejections - 35 U.S.C. §102

The Office Action rejects claim 3 as being anticipated by Thoemke, Fishing System, U.S. Patent 4,388,774 (Jun. 21, 1983). Anticipation requires every claim element be present in a single reference. Claim 3 is amended to include, *inter alia*, the claim limitation "tip-down fishing rod holder adapted for insertion into a fishing rod handle receiver installed on a boat, said tip-down fishing rod holder being substantially L-shaped" Thoemke fails to disclose a **substantially L-shaped fishing rod holder**. Further, the Thoemke apparatus is not **adapted for insertion into a fishing holder installed in a boat**. The Applicant's claimed invention may be inserted into a standard fishing rod handle receiver on a boat enabling the received to hold two fishing rods instead of one. Since, Thoemke fails to disclose at least one claim limitation found in the Applicant's claimed invention, the Applicant's claimed invention is not anticipated by Thoemke. Therefore, withdrawal of this rejection is respectfully requested.

The Office Action rejects claim 4 as being anticipated by Thoemke. Anticipation requires every claim element be present in a single reference. Claim 4 is amended to include, *inter alia*, said proximal section is formed at an angle relative to the distal section. Thoemke fails to disclose a fishing rod holder having a proximal section and distal section, wherein said proximal section is formed at an angle relative to the distal section. Since Thoemke fails to disclose at least one limitation found in claim

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4, claim 4 is not anticipated by Thoemke. Therefore, withdrawal of this rejection is requested.


The Office Action rejects claim 5 as being anticipated by Thoemke. Anticipation requires every claim element be present in a single reference. Claim 5 is amended to include, *inter alia*, a first tube characterized by a proximal section and distal, said first tube having a bend forming an angle between said proximal section and distal section. Thoemke fails to disclose a first tube having a bend forming an angle between said proximal section and distal section. Since, Thoemke fails to disclose at least one claim limitation found in the Applicant's claimed invention, claim 5 is not anticipated by Thoemke. For at least these reasons, withdrawal of this rejection as it relates to claim 5 and dependent claim 6 is respectfully requested.

Conclusion

This response has addressed all of the Examiner's grounds for rejection. The rejections based on prior art have been traversed. Reconsideration of the rejections and allowance of the claims is requested.

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By:



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